IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1549 OF 2006

Shri Tushar Shrirang Ingale. ...Applicant
V/s.
The State of Maharashtra. ...Respondent

Shri R.P. Singh for Applicant.
Ms.S.U. Gajre, APP for the State.

CORAM : V.M. KANADE, J.

DATED : APRIL 25, 2006

P.C. :-

. Heard learned Counsel for the applicant and learned APP for the State.

. The applicant was arrested on 29th November, 2005 for an offence punishable under Sections 399, 402 read with Section 34 of the IPC. The foreign made revolver was recovered from him.

2. It is alleged that the police had received information that the applicant and his associates were going to commit dacoity. The police, therefore, apprehended the applicant on the road while he was driving a car. The charge-sheet has been filed. The applicant has a fixed place of residence at Thane. The other C.R. has been filed against him for the offence

punishable under Section 394 after he was apprehended in the present case.

3. In my view, prima facie case has been made out for grant of bail.

4. The applicant be released on bail in the sum of Rs.5000/- with one or two sureties in the like amount. The applicant shall report to Naupada Police Station, Thane, twice in a month.

5. The applicant shall not tamper with the evidence or threaten the witnesses. If any complaint is received by the Investigating Officer, the Public Prosecutor is at liberty to file an application for cancellation of bail.

6. The trial Court shall not be influenced by any observations made by this Court while deciding the application and the same shall not be construed as an expression of opinion on merits of the case.

. The application is disposed of.

(V.M. Kanade, J.)